(Rev. 09/11) Judgment in a Criminal Case Sheet I

UNITED	<b>STATES</b>	DISTRICT	COURT

Western District of Washington				
UNITED STATES OF AMERICA	JUDGMENT IN	N A CRIMINAL CASE		
ERIBAY DIAZ-CORTEZ	Case Number:	2:15CR00289RAJ-001		
	USM Number:	45249-086		
THE DEFENDANT:  ☑ pleaded guilty to count(s) 1 of the Indictment	Gabriel I Banfi Defendant's Attorney			
☐ pleaded nolo contendere to count(s)				
which was accepted by the court.				
was found guilty on count(s) after a plea of not guilty.				
The defendant is adjudicated guilty of these offenses:				
Title & Section 18 § U.S.C. 922(g)(5)(A)  Nature of Offense Alien in Possession of a Fin	rearm	Offense Ended         Count           08/12/2015         1		
The defendant is sentenced as provided in pages 2 through the Sentencing Reform Act of 1984.	4 of this judgment.	The sentence is imposed pursuant to		
☐ The defendant has been found not guilty on count(s)				
		motion of the United States.		
It is ordered that the defendant must notify the United States attor or mailing address until all fines, restitution, costs, and special as restitution, the defendant must notify the court and United States	rney for this district was sessments imposed by Attorney of material			
	X ha	C. Maren Cola to a		
•	Signature of Judge	LIC District And		
	Name and Title of Jud	s, U.S. District hunge		

AO245B

(Rev. 09/11) Judgment in a Criminal Case Sheet 2 — Imprisonment

Judgment — Page 2 of

DEFENDANT: **ERIBAY DÍAZ-CORTEZ**CASE NUMBER: 2:15CR00289RAJ-001

	IMPRISONMENT
The	defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:  42 worths
×	The court makes the following recommendations to the Bureau of Prisons:  RDAP program or other substance abuse treatment program  FDC Seatze, FCI Sheridan or on close to fairly or passible
$\times$	The defendant is remanded to the custody of the United States Marshal.
	The defendant shall surrender to the United States Marshal for this district:   at a.m p.m. on  as notified by the United States Marshal.
	The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:  □ before 2 p.m. on □ as notified by the United States Marshal. □ as notified by the Probation or Pretrial Services Office.
I ha	RETURN ve executed this judgment as follows:
Def	endant delivered on to
at	, with a certified copy of this judgment.
	UNITED STATES MARSHAL By
	DEDITY UNITED STATES MADSHAL

AO245B

(Rev. 09/11) Judgment in a Criminal Case Sheet 5 — Criminal Monetary Penalties

Judgment — Page 3 of

DEFENDANT: **ERIBAY DIAZ-CORTEZ** CASE NUMBER: 2:15CR00289RAJ-001

## **CRIMINAL MONETARY PENALTIES**

		•	CKII	ATTIALY TATA	JINI		LENALILES	
			<b>Assessment</b>			<u>Fine</u>		Restitution
TO	ΓALS	\$	100		\$	Waived	\$	N/A
			f restitution is defers such determination.				An Amended Judgment	in a Criminal Case (AO 245C)
	If the defenda otherwise in t	nt mak he prio	es a partial paymen	t, each payee st tage payment c	nall r	eceive an a	) to the following payees in approximately proportioned However, pursuant to 18 U.	the amount listed below. payment, unless specified S.C. § 3664(i), all nonfederal
Nam	e of Payee		* * *	Total Loss	<u>*</u>	•	Restitution Ordered	Priority or Percentage
A. Fi			. <del>.</del>				1. Supplied to 1. Sup	
A) A								
		(X-1941) 640,741						
TOT	ALS	Communication of the communica		\$ 0.0	00	. P 特 	\$ 0.00	
	Restitution ar	nount (	ordered pursuant to	plea agreement	\$_	i		
	the fifteenth o	lay afte		lgment, pursua	nt to	18 U.S.C.	§ 3612(f). All of the payments	on or fine is paid in full before ent options on Sheet 6 may be
	The court det	ermine	d that the defendant	does not have	the a	ibility to pa	ay interest and it is ordered	that:
	☐ the interes	est requ	irement is waived f	or the	fine		restitution	
	☐ the interes	est requ	irement for the	☐ fine		restitution	n is modified as follows:	
$\boxtimes$	The court fine of a fine is wa		defendant is financia	ally unable and	is uı	nlikely to b	ecome able to pay a fine an	d, accordingly, the imposition

<sup>\*</sup> Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO245B

(Rev. 09/11) Judgment in a Criminal Case Sheet 6 — Schedule of Payments

Judgment - Page 4 of 4

**DEFENDANT: ERIBAY DIAZ-CORTEZ** 2:15CR00289RAJ-001 CASE NUMBER:

## **SCHEDULE OF PAYMENTS**

Havi	ng ass	sessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:			
$\boxtimes$		MENT IS DUE IMMEDIATELY. Any unpaid amount shall be paid to the States District Court, 700 Stewart Street, Seattle, WA 98101.			
	$\boxtimes$	During the period of imprisonment, no less than 25% of their inmate gross monthly income or \$25.00 per quarter, whichever is greater, to be collected and disbursed in accordance with the Inmate Financial Responsibility Program.			
		During the period of supervised release, in monthly installments amounting to not less than 10% of the defendant's gross monthly household income, to commence 30 days after release from imprisonment.			
		During the period of probation, in monthly installments amounting to not less than 10% of the defendant's gross monthly household income, to commence 30 days after the date of this judgment.			
	pena defer	payment schedule above is the minimum amount that the defendant is expected to pay towards the monetary lities imposed by the Court. The defendant shall pay more than the amount established whenever possible. The indant must notify the Court, the United States Probation Office, and the United States Attorney's Office of any rial change in the defendant's financial circumstances that might affect the ability to pay restitution.			
pena Bure of W	Ities is au of ashin	court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary so due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Prisons' Inmate Financial Responsibility Program are made to the United States District Court, Western District gton. For restitution payments, the Clerk of the Court is to forward money received to the party(ies) designated restitution specified on the Criminal Monetaries (Sheet 5) page.			
The	defen	dant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.			
	Joint	and Several			
		ndant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several unt, and corresponding payee, if appropriate.			
	The c	lefendant shall pay the cost of prosecution.			
	The defendant shall pay the following court cost(s):				
	The d	lefendant shall forfeit the defendant's interest in the following property to the United States:			
Pavn	nents s	hall be applied in the following order: (1) assessment (2) restitution principal (3) restitution interest (4) fine principal			

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.